

# FORTUNE LEFT MEDFORD MAN

### STEWART PATTERSON SHARES IN \$3,000,000 ESTATE.

## AFTER FIVE YEARS' LITIGATION

#### Chicago Property Valued at Three Million Dollars Is to Be Shared By Four Heirs, After Bitter Fight Over Title.

Chicago. — Corporations which control real estate in Chicago and have no other functions have been jarred by the decision of Judge Richard Burke in the litigation over the title of the Stewart building property at State and Washington streets, valued at \$3,000,000. After five years of fighting in the courts, heirs of Hart L. Stewart, a pioneer of Chicago, came into possession of the property.

Judge Burke's decision holds that the Merrimac company, which has held possession of the property since 1896, never had a legal existence, under the law, because the state charter of 1872 forbids ownership of real estate by corporations. The decision also holds that the 102-year lease on the ground, which the Merrimac company purchased, has become void.

Under the decision the Northern Trust Company is made trustee for the heirs, and Edward A. Shedd, who holds all the bonds and stocks of the Merrimac company, is held to be a tenant at will, subject to ouster at any time. The heirs to whom the property reverts are Mrs. Lorenzo Johnson, Winnetka; Stewart Patterson, Medford, Ore.; Mrs. Augusta Johnson, New York, and Mrs. Sidney Williams, Chicago.

Stewart Patterson has lived in Medford several months, is building a home on his ranch southwest of the city, and is one of the incorporators of the Medford-Crescent City Railroad.

### ACTION TO OUST COUNCIL.

#### Validity of Gold Hill Charter Attacked in Court.

Gold Hill News: The questionable validity of the present city council and their official acts was brought to a focus on Wednesday afternoon by the service of quo warranto proceedings upon Mayor R. C. Kelsey and his fellow members of the board.

Under the complaint brought by the state of Oregon, ex rel. J. C. Beeman, plaintiff, the present city council of Gold Hill is declared to have "unlawfully usurped, intruded into, and are now unlawfully holding said offices," and the complaint further maintains that the former city council, elected in 1911, are in reality the actual mayor and members of the city council of Gold Hill.

Mayor Kelsey and the respective councilmen, John Palmer, Joseph Deitrich, W. R. Walker, Frank Willmarth and George Landis, are required to appear in the circuit court for Jackson county within ten days of the service of summons, to answer the complaint and show cause why their claims as members of the city council should be recognized.

The original cause of the action dates back to November, 1911, when the present city charter was adopted. Through the attempt to sell water bonds provided for in this charter it was discovered that a doubt existed concerning the validity of the charter, which had not been adopted in direct conformance with the provisions of the law. The election of the present city council was held in April of this year under the recently adopted charter, and is therefore held under the present action to be equally void of effect.

If the complaint is upheld by the court the members of the former board, of which J. H. Beeman was mayor and L. R. Cardwell, Walter Dungey, S. H. Hodges and Henry Miller were councilmen, still comprise the city council of Gold Hill, and retain their official capacity until their successors are legally elected.

The outcome of the case will be awaited with considerable interest, as the intent of the action is not to discredit the members of the "de facto" council, but to definitely determine the legality of the proposed bond issues and place the town in a position to go forward with certain projected improvements.

"I am personally pleased that action has been brought in this manner," said Mayor Kelsey, after the service of the summons upon him, "in that the present council has been acting under the advice of the city attorney, who instructed that the city would be spared expense by permitting the action to be instituted from another source."

Going to Portland? Suppose you want a nice, quiet place to stop? Then why pay from \$3.00 to \$5.00 a day for a room at one of the big hotels when you can get one with even more conveniences, better furnished, just as central, at the Hotel Clark, Tenth and Stark streets? Finest \$1.00 and \$1.50 rooms, \$1.50 to \$2.50 with private bath, to be found in that or any other city. Order your mail and check your baggage to The Clark.

If you knew the real value of Chamberlain's Liniment for lame back, soreness of the muscles, sprains and rheumatic pains, you would never wish to be without it. For sale by Poley's Drug Store.

The Oregon hop crop is larger than was expected, and will bring about six millions to the state.

## DRIVES FROM OREGON TO IOWA.

### G. A. R. Veteran Makes Long Drive With Bus.

The following article from the home paper of the Tidings city editor tells of a rather remarkable stunt pulled off this summer:

"A trip with a team of horses hitched to a heavy bus, from Portland, Oregon, clear to Iowa, over the mountains and across the deserts, seems a prodigious undertaking in these days of transcontinental flyers. Even in the romantic days of '49 a solitary traveler across the long desert waste was unheard of. And yet D. R. McKinley, a well known old settler of Mitchell county, has made the journey.

"He started out April 14 from Portland with the intention of taking a few weeks' trip around Oregon. After driving up through the northern part of Oregon and into Washington he was suddenly taken with the notion of driving across the mountains home. As there was nothing to oppose such a trip and as time was no particular object, he set out, avoiding the towns and thickly settled places and camping out in the big bus. In the mountains he met with terrible storms, traveling axle-deep in the snow and following the drifted trails with difficulty through the heavy forests. He struck off southwesterly through Oregon and crossed Idaho, then followed the southern border of that state and of Wyoming. After getting free of the mountains and foothills, the hot, lonely deserts with their long, flat wastes of sagebrush and sand lay before him. Here he followed the railroad, getting water at the little stations 40 miles apart and buying supplies at the occasional solitary stores far from any settlements worthy the name. Farm houses were as scarce as the towns; in one instance he plodded along for three hundred miles without seeing a sign of a house except at the railroad water tanks. The only people he met was at long intervals, a battered automobile party of transcontinental tourists. One time, in the middle of the desert, he came across an auto stuck fast in a deep ditch, unable to climb out the other side. He stopped, unhitched his team and together they raised the machine up so that it could pull out onto the trail. No sooner had it faded away into the dust of the desert than another machine, coming from another direction, went into the same rut and the job had to be done all over. Two or three times he came upon motorcyclists, unable to travel in the deep sand, pushing their machines across the desert.

"Altogether it was a trip that seems more like a vague nightmare than a reality. Storms beat the trail and thickened the roads, the sun blazed on the horses and sickened them. Only a heavy rain saved the horses and all from death from water in a poison creek, which had killed many travelers and their teams before. Often a misdirection guided him off on the wrong trail and he traveled miles before discovering his mistake.

"When he reached his old home in Newburg, the horses, worn down by the fearful expedition, had lost five hundred pounds and he himself was lean and blackened.

"Mr. McKinley is well known around Mitchell county. He settled here in the early days, but since the war has wandered about the country, returning often to visit his old home, but always hitting the long trail again before many years had passed.

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## PROMINENT MEN SMUGGLE.

### Customs and Steamship Officials Under Arrest at San Francisco.

San Francisco.—Robert Donaldson, superintendent of navigation of the Pacific Mail Steamship Company, and Harry Gallagher, United States customs inspector, were arrested recently after indictments had been returned against them by the federal grand jury charging complicity in an opium smuggling conspiracy in which it is said many other men are implicated.

The indictments are based on the testimony of David Powers and Emil Fiedler, employees of the Western Fuel Company, who were arrested in Oakland last December with several hundred tins of contraband opium in their possession. The supposed connection of Donaldson and Gallagher with the plot was revealed through a letter written by Fiedler while he was in prison. The federal officials said they expect other arrests soon.

## A Boy Burbank.

Eugene Dumond, a 14-year-old Albany boy, entered an exhibit of 12 bushels of potatoes at the state fair which caused the employees of the fair and the visitors to take notice. The unusual feature about the exhibit was the fact that the entire 12 bushels of potatoes were produced from a single potato, which was planted in a hot-house. As soon as a shoot appeared above the dirt it was carefully removed and transferred to the garden, where it was planted. Other shoots immediately came, which were removed as fast as possible, until nearly 200 had been planted, from which the entire 12 bushels were raised, 11 of which are remarkable.

## To Fight For Millions Lost Long Ago

Portland, Ore.—Herman Rietveld of Portland has prepared to fight for a share of the treasure valued at more than \$6,000,000 now being recovered in the Zuyder Zee from the submerged wreck of the British frigate Lutia which was lost in a gale more than a century ago. The treasure is in gold bars and coin. Rietveld asserts he is a direct descendant and heir to Henry W. Van Dam of Amsterdam, to whom the lost treasure belonged.

SUNSET MAGAZINE and Ashland Tidings one year \$2.75 to old or new subscribers. Regular price of Sunset Magazine is \$1.50 per year.

## MEDFORD BOY MISSING

### Louis Mego, Son of Policeman, Thought to Have Been Kidnapped Tuesday Afternoon.

Louis Mego, the 13-year-old son of Policeman Paddy Mego, disappeared from his home in Medford Tuesday afternoon about 4 o'clock. The police theory is that the lad was kidnapped, after first being forced to write a note to his father in which language and facts known only to adults were used. Searching parties in automobiles searched the valley for the lad that night, without success.

The boy, who was a manly little chap, lived at the home of Dick Felfler, proprietor of the U. S. cafe, and he and his father were the best of friends.

Louis returned home from school and went out to play. When he did not show up at dark a search began and the supposition at first advanced was that he had been spirited away by Greeks, the father being active in the securing of evidence leading to the arrest of the three suspects in the Dedaskaton murder. This theory was later exploded.

A description was received by the police of a boy, tallying with Louis, who left Medford Tuesday afternoon on a freight train with two young men, and telegrams have been sent ahead in an effort to stop them for investigation.

The note, which is not believed to have been written by the missing boy, began:

"Dear Papa: I am going to run away."

Then came remarks in the language of other persons. The writing is in the hand of the boy, but the words are those of people of mature years.

There was nothing in the daily life of the father and boy to cause him to run away.

This incident is a link in the chain of hard luck Officer Mego has faced during the last two years, typhoid fever causing the death of his wife and the illness of himself and the lad who is missing.

## Too Many School Books.

Portland Telegram: A man counted 16 books in a package which a young girl was taking with her to the high school yesterday, and asks in indignant surprise what she wanted with them all. The reason she had them is that school books are made to sell. Some of these books nobody would buy unless forced to do so, therefore they are forced.

When one considers that there will be about 20,000 pupils in the schools this year, when he realizes how heavy is the burden on each individual family, he will know what a frightful drain it is upon the community as a whole. Whatever is needful and cannot be escaped is borne with patience, but there is a feeling that many books in the lists are rarely used, some not at all and others could just as well be dispensed with. The loss to poor people here is something startling. When the eighth-grade boy came home Monday he brought a book list of startling length, the cost of which totaled more than a day's wages. The little fellow in the fourth grade needed more than \$3 for his books, and that without counting pencils, tablet and other accessories.

If the children have been in the Portland schools for several years, how many text books of art education can you find around the house from No. 1 in the second grade to No. 7 in the ninth, ranging in price from 25 to 55 cents? Ask the children how many times these books were used during the year. Ask any teacher whether or not she considered these books of sufficient benefit to justify the price. Ask her if a few sets supplied to the building, as is done in other cities, would not have answered quite as well.

There is the primary arithmetic, which has proved of so little value that our superintendent has found it necessary to supply each teacher with a typewritten list of problems suitable for the grade, but, nevertheless, the parent continues to buy this book, which is practically unused.

The physiology introduced into the latter part of the fifth grade is so filled with technical terms that the child is scarcely able to read it, let alone understand it. This book is merely read by the children, and when a teacher finds that she will be unable to cover the required number of pages in the allotted time, she frequently resorts to the plan of reading it aloud to the class.

The pupils being supplied with more books than their desks will accommodate, the teacher usually collects the ones little used and piles them away, which is probably the best thing that can be done with them.

## Bingham Gets Prize.

The Louis W. Hill silver trophy cup, worth \$50, for the best plate exhibit of pears at the Jackson County Fair and Pear Show at Medford, was awarded Friday by the fruit department to H. C. Bingham. This prize was the source of much keen competition between growers, and the winner is highly gratified by the result.

The winning exhibit consisted of Nellis, Clairgeau, Anjou, Howell and Bosc pears, raised on the Hampton orchard, a portion of the old Burrell tract, the champion pear-raising orchard of southern Oregon. The requirements of the exhibits were that no less than four varieties be shown.

A. K. Ware, secretary of the fair, received a telegram from Louis W. Hill of the Great Northern railroad, donor of the prize cup, that, being unable to secure the cup he wanted, he had one specially made, which was shipped from St. Paul the first of the week, and will likely arrive in Medford today, when it will be presented to Mr. Bingham.

Stand in Fuller's barrel.

# Want An Offer

FOR

**RESIDENCE LOT**—Lot 5, block C, Boulevard Park addition, Ashland. 50x165 feet, several fruit trees. Very desirable location for fine little bungalow; within 275 feet of paved Boulevard and but two blocks from fine new high school grounds. Look at it and make offer. Reasonably worth \$500.

**CHERRY TRACT** of about 5 1/2 acres in splendid location on main county road, 3 1/2 miles from Ashland P. O. 1 1/2 from Talent and 9 1/2 from Medford. This tract contains about 200 Royal Ann, Lambert and Bing cherries completing their fifth summer's growth, and 100 their third. A very fine Improved Black Tartarian in the younger lot. This has been cared for by Mr. Joseph Poley, corner Third and B streets, for past two years, which guarantees the orchard has had proper attention. The location is ideal for a suburban home, and garden truck and poultry in addition to cherries should make ample profit. Water may be secured at a shallow depth in this locality and a small gasoline engine will furnish irrigation at a small cost, as has been abundantly and satisfactorily demonstrated in eastern, Colorado. Reasonably worth \$2,000.

**BUSINESS LOT** in the very heart of the city, directly across Main street from Hotel Oregon and carrying a half interest in the westerly wall of the Allen-McNair building and the perpetual free use of the stairway adjoining. The owners of the building are under contract to brick in the light courts of their wall when one builds adjoining unless the builder desires to use the courts. As this stairway right saves five feet of valuable frontage to the lot besides the cost of construction and the intrinsic value of the wall, it should add approximately \$1,000 to the value of the lot. Frontage 21 feet, depth 100 and 15 feet on the alley. Should bring \$4,000.

**ASHLAND ACREAGE**—Block K, Overlook addition to Ashland. This tract lies well and affords absolutely the finest view in "Ashland the Beautiful." Consult a city map, go out the Boulevard to Indiana street, turn south and get onto the land in person—take no one's word—the view will repay for the trouble. There is small timber and large manzanita on this easily cleared and valuable for firewood but worth more as shade to scenic lots. Fine for peaches and strawberries. The block east sold for \$1,200 in 1910, firewood off, stumps in. The one north was held (at last report) for \$1,500. Price \$1,300.

**TIMBER LAND**—SW 1/4 of SW 1/4 Sec. 12, Tp. 40 S., R. 3 E., W. M. Fine timber, two-thirds pine (sugar and yellow). Strategic location. 1,000 SW 1/4 of SW 1/4 Sec. 36, 39 S., 3 E., unestimated. Just off county road. \$750. N. 1/2 of SW 1/4 and S. 1/2 of NW 1/4 Sec. 22, Tp. 32 S., R. 2 E., a sworn estimate by Mr. G. C. Prescott, whose integrity is well known by his Ashland friends, shows a very high quality, 40 per cent being clear and 35 per cent No. 2. The sugar pine runs 60 per cent clear, 40 per cent No. 2. On account of its superior quality this should bring \$1.25 per thousand.

**LISTEN!** Don't hesitate to submit an offer because it is low, yet remember, if someone else offers more you do not get the property sought and you may not anyhow. You should, therefore, make just as liberal an offer as you can.

**TERMS**—Very easy terms will be made, a small payment down and payments monthly, quarterly or to suit, but the larger amount of cash, the more attractive the offer. This is a fine opportunity for the wage-earner or man of limited means to buy upon payments he can meet and own an attractive homestead. The speculator should appreciate the opportunity to secure a bargain, and the strangers in Ashland or the distant readers of this paper who intend to make Ashland their home should submit their offers at a once, for this ad. will not appear again. Here is your opportunity. "The early bird," you know. Get busy.

## N. J. Reasoner

556 Gas and Electric Building : : Denver, Colorado.

P. S.—I would exchange for good Colorado realty.

## COST RAILWAY MILLIONS.

### Great Western Orders Care in Handling Eggs.

Chicago.—Train-scrambled eggs are the latest, and their cost is the basis for vigorous complaint on the part of officials of the Chicago Great Western Railroad Company.

In a communication issued to all employees of the road it is pointed out that the company pays large sums of money annually on account of eggs broken in the loading and stowing of crates. Experts of the department of agriculture recently estimated that \$45,000,000 is lost every year through the improper handling of eggs.

"This is a very live subject at this season of the year," says the communication, "when the egg industry is at its height, when thousands of dozens are offered for transportation daily and the hungry hordes of the cities are clamoring for hen fruit fresh from the farms. It behooves us to move the consignments with the greatest dispatch and bring them to the markets in good condition. So far as an egg is concerned, barring age, there is only one good condition recognized by the consumer, and that is that it must be unbroken. Some commodities may be brought to destination in a damaged condition and still have a market value as damaged material, but eggs are eggs" (to quote Mr. Butler) only when they are delivered to the buyer in the size and shape in which they are produced by the faithful hen. The scrambled egg loses its value unless the scrambling is artistically done by an experienced housewife or chef.

"It has been said that most of the scrambling en route is due to the carelessness of employes. Ignorance might properly be given as the reason. Recent special instructions, if adhered to, will help us to sidestep many a claim and enable us to bring egg shipments into terminals in good condition, thereby increasing the supply and incidentally making it possible for the eggs to be scrambled in the proper culinary manner."

The implicit confidence that many people have in Chamberlain's Colic, Cholera and Diarrhoea Remedy is founded on their experience in the use of that remedy and their knowledge of the many remarkable cures of colic, diarrhoea and dysentery that it has effected. For sale by Poley's Drug Store.

Few, if any, medicines have met with the uniform success that has attended the use of Chamberlain's Colic, Cholera and Diarrhoea Remedy. The remarkable cures of colic and diarrhoea which it has effected in almost every neighborhood have given it a wide reputation. For sale by Poley's Drug Store.

Please phone your news items to the Tidings, No. 39.

## U. S. a Great Bull Moose Pasture.

A talkative press agent and a tea merchant say Illinois, Pennsylvania, Ohio and Michigan are nothing more in the political arena than Bull Moose pastures with fences around them, said Carl Schilling, one of the owners of the Schilling Tea and Coffee Company of San Francisco, while in Chicago recently, relates the Chicago Enterprise.

Schilling has just returned from a six months' trip covering the entire cities and towns having populations of between 5,000 and 20,000 principally.

It is generally conceded, he claims, that the presidential contest is between Wilson and Roosevelt, but that Roosevelt and Bull Moose stock is going up so fast that tickers cannot keep pace with the advance.

N. C. Wagner, in advance of "Baby Mine," to appear at the Majestic theater in Calico next Thursday, is here from New York. During his seven weeks' trip he has been in many cities, and because of his occupation comes in close contact with a fair proportion of the "live ones" in every community.

"The sentiment of the nation shows Roosevelt and Johnson the favorites in the presidential race. It's a one-act production this year, with the colonel and Johnson playing the leads," he said.

Little is heard, he declared, in the middle west and New England centers of either Taft or Wilson, except in the "movies" or papers and magazines. The wave of Roosevelt and Johnson permeates the whole political atmosphere, he said.

## Sacrifice a Leg to Save Girl's Life.

Gary, Ind.—A hero fund has been started here for William Rugh, who has offered to sacrifice a leg to save the life of Miss Ethel Smith, who was seriously burned when a spark from a motorcycle set fire to her clothing. Physicians stated that unless skin was grafted soon to Miss Smith's legs she would die.

## COUNTY COURT REPORT

### Grind of the Jackson County Court Mostly Routine Work for Last Week.

#### Marriage Licenses.

William H. Gherkin and Evelyn Mayfield.  
Ralph G. Bardwell and Bertha B. English.  
K. L. Burns, Jr., and Hattie A. Dosier.  
Arthur F. Reinking and Mabel Clara Long.  
William Grisson and Minnie Stinson.  
James S. Boyd and Lydia Powell.  
Willard K. Royal and Louisa Olsen.  
George Smith and Alice Beck.

#### Circuit Court.

Medford Lumber Company, a corporation, vs. A. B. Zimmerman. Verdict for plaintiff.  
Medford Commercial Club vs. A. Coleman. Judgment by stipulation.  
H. E. Morrison vs. Crater Lake Laundry, a corporation. Dismissed.  
W. H. Taylor vs. F. L. TouVelle and the Howard Automobile Company. Judgment for plaintiff by default.  
T. J. Parton vs. J. M. Rader and Bertha Rader. Action for damages. Verdict for defendant.  
Sadie A. Messler vs. J. H. Messler. Suit for divorce. Decree by default.  
State of Oregon vs. Richard Moe and N. W. Dunlap. Indicted for larceny in building. Order dismissing indictment as to defendant Moe.  
Charles Fetzer vs. William Knapp et al. Decree for plaintiff.  
R. C. Kinleyside vs. Medford Builders' Supply Company. Decree by default.  
James Barrett et al. vs. Marion Runyard et al. Suit to quiet title. Decree by default.  
Van R. Pierson vs. Alice N. Baker. Action in ejectment. Reserved for further consideration.  
A. W. McCutcher vs. Icedore Viola McCutcher. Case continued.

#### Probate Court.

Estate of John Jacob Isler, deceased. Petition for letters of administration. Order appointing administrator.  
Estate of L. A. Michels, deceased. Order appointing administrator.  
Estate of Frank Ennis, deceased. Order admitting will to probate and appointing executor. Bond filed.